



IDAHO LIVESTOCK AUCTION ASSOCIATION

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May 5, 2014

Brian Oakey, Deputy Director
Idaho State Department of Agriculture
2270 Old Penitentiary Road
Boise, Idaho 83712

Dear Mr. Oakley,

This letter is written on behalf of the Idaho Livestock Auction Association (ILAA) to request a negotiated rulemaking on the rules for livestock dealers, buying stations, and livestock trader lots in found in Idaho Administrative Code rule 02.04.28. ILAA represents Idaho's local livestock auction markets where people buy and sell livestock.

Idaho law sets out specific requirements for livestock markets in Idaho Administrative Code rule 02.04.26. Requirements for livestock dealers, buying stations, and livestock trader lots are found in Idaho Administrative Code rule 02.04.28.

We have questions and concerns about both the requirements and how they are enforced.

We believe that livestock markets and trader lots should be held to the same standard. However, markets appear to be held to a higher standard under the current law. Rule 02.04.26.110.04 requires a release form or certificate of veterinary inspection for all cattle leaving the market. However, the trader lot requirement for certificates of veterinary inspection found in 02.04.28.540 applies only to brucellosis test eligible cattle that do not meet certain exemptions. While we support the exemption for cattle moving to markets where there will be veterinary inspection, it seems like a double standard to require certificates of veterinary inspections or other movement documentation for fewer cattle (only test eligible) leaving trader lots compared to all cattle leaving markets.

Another concern is reports of instances of livestock dealers being registered as buying stations despite the fact all livestock leaving that facility are not destined for slaughter. In this case, the appropriate registration would be as a livestock trader lot. This is significant as the requirements vary between these two designations.

We appreciate the opportunity to request a negotiated rulemaking. If you have any questions or would like to discuss this more in depth, please contact Livestock Marketing Association regional manager Forrest Mangan at fmangan@lmaweb.com or 816-674-0062 or Idaho Livestock Auction Association President, Dan Schiffler at 208-539-4933.

Sincerely,

The Idaho Livestock Auction Association